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PTO/SB/05 (03-01)

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|---|--|--|----------------|
| <b>UTILITY<br/>PATENT APPLICATION<br/>TRANSMITTAL</b><br><i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i> |  | Attorney Docket No. 9516-034-999               | Total Pages 23 |
|   |  | First Named Inventor or Application Identifier |                |
|   |  | Paul D'ANGIO                                   |                |
|   |  | Express Mail Label No.                         |                |

|   |  |   |  |
|---|--|---|--|
| <b>APPLICATION ELEMENTS</b><br><i>See MPEP chapters 600 concerning utility patent application contents.</i>   |  | Commissioner for Patents<br>P.O. Box 1450<br>Mail Stop PATENT APPLICATION<br>Alexandria, VA 22313-1450  |  |
| <p>1. <input checked="" type="checkbox"/> Fee Transmittal Form<br/><i>(Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input type="checkbox"/> Applicant claims Small Entity status, see 37 C.F.R. § 1.27</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages 21]<br/><i>(preferred arrangement set forth below, MPEP 1503.01)</i></p> <ul style="list-style-type: none"> <li>- Descriptive title of the Invention</li> <li>- Cross Reference to Related Applications</li> <li>- Statement Regarding Fed sponsored R&amp;D</li> <li>- Reference to Microfiche Appendix</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings (if filed)</li> <li>- Detailed Description of the Invention (including drawings, if filed)</li> <li>- Claim(s)</li> <li>- Abstract of the Disclosure</li> </ul> <p>4. <input type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets 1]</p> <p>5. <input checked="" type="checkbox"/> Oath or Declaration <i>(unexecuted)</i> [Total Sheets 2]           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Newly executed (original or copy)</li> <li>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))<br/><i>(for continuation/divisional with Box 18 completed)</i> <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> DELETION OF INVENTOR(S)<br/>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</li> </ul> </li> </ul> </p> <p>6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p> |  | <p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</p> <p>8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission<br/><i>(if applicable, all necessary)</i> <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer Readable Form (CRF)</li> <li>b. <input type="checkbox"/> Specification Sequence Listing on:               <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li> <li>ii. <input type="checkbox"/> paper</li> </ul> </li> <li>c. <input type="checkbox"/> Statement verifying identity of above copies</li> </ul> </p> |  |

18846 U.S. PTO  
10/608077  
06/30/03

#### ACCOMPANYING APPLICATION PARTS

- 9.  Assignment Papers (cover sheet & document(s))
- 10.  37 CFR 3.73(b) Statement  
*(when there is an assignee)*  Power of Attorney
- 11.  English Translation Document (if applicable)
- 12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
- 13.  Preliminary Amendment
- 14.  Return Receipt Postcard (MPEP 503)  
*(Should be specifically itemized)*
- 15.  Certified Copy of Priority Document(s)  
*(if foreign priority is claimed)*
- 16.  Nonpublication Request under 35 U.S.C. 122 (b)(2)(i). Applicant must attach form PTO/SB/35 or its equivalent
- 17.  Other:

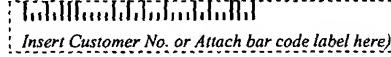
18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation  Divisional  Continuation-in-part (CIP) | of prior application No.: filed

Prior application information: Examiner: Group Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

#### 19. CORRESPONDENCE ADDRESS

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# PENNIE & EDMONDS LLP

COUNSELLORS AT LAW  
1667 K Street, N.W.  
Washington, D.C. 20006

ATTORNEY DOCKET NO. 9516-034-999

Date: June 30, 2003

Commissioner for Patents  
P.O. Box 1450  
**Mail Stop PATENT APPLICATION**  
Alexandria, VA 22313-1450

Sir:

The following utility patent application is enclosed for filing:

Applicant(s): Paul D'ANGIO Executed on: (Unexecuted)  
Title of Invention: PHARMACEUTICAL COMPOSITIONS AND DOSAGE FORMS OF THALIDOMIDE

## **PATENT APPLICATION FEE VALUE**

| TYPE         | NO. FILED | LESS | EXTRA   | EXTRA RATE       | FEE     |
|--------------|-----------|------|---|------------------|---------|
| Total Claims | 21        | - 20 | 1   | \$18.00 each     | \$ 18   |
| Independent  | 4         | - 3  | 1   | \$84.00 each     | \$ 84   |
|              |           |      | Minimum Fee<br>Multiple Dependency Fee<br>If Applicable (\$280.00)  |                  | \$ 750  |
|              |           |      |   |                  | \$ 280  |
|              |           |      |   | Total            | \$ 1132 |
|              |           |      | Applicant qualifies for the 50% Reduction for Independent Inventor,<br>Nonprofit Organization or Small Business Concern |                  | \$ 0    |
|              |           |      |   | Total Filing Fee | \$ 1132 |

- DO NOT PUBLISH.** I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).
- Priority of Provisional Application No. 60/426,016 filed on November 14, 2002 is claimed under 35 U.S.C. § 119(e).
- The certified copy of the priority application has been filed in application no. filed on .
- Amend the specification by inserting before the first line the following sentence: This is a continuation-in-part of application no. filed on .

Please charge the required fee to Pennie & Edmonds LLP Deposit Account 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,  
  
for Max Bachrach 45,479  
Anthony M. Insogna Reg No.  
PENNIE & EDMONDS LLP 35,203

## Enclosure

This form is not for use with continuation, divisional, re-issue, design or plant patent applications.